

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
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IN THE MATTER OF THE INDIANA)
UTILITY REGULATORY COMMISSION'S)
INVESTIGATION OF MATTERS)
RELATED TO THE FEDERAL)
COMMUNICATIONS COMMISSION'S)
REPORT AND ORDER AND ORDER ON)
REMAND AND FURTHER NOTICE OF)
PROPOSED RULEMAKING IN CC)
DOCKET NOS. 01-338, 96-98, AND 98-147)

CAUSE NO. 42500

FILED

FEB 02 2004

INDIANA UTILITY
REGULATORY COMMISSION

You are hereby notified that on this date the Presiding Officers make the following Entry in this Cause:

On January 20, 2004, Sage Telecom, Inc. and Talk America Inc. filed their *Motion to File Direct Market Definition Testimony of A. Daniel Kelley on Behalf of Sage Telecom, Inc. and Talk America Inc. One Day Out of Time* ("Motion"). Pursuant to the November 5, 2003 Prehearing Conference Order, the parties to this Cause were directed to prefile their market definition testimony by January 16, 2004. The Motion states that the testimony at issue was served electronically on all parties on January 16, 2004, and that no party has been prejudiced. The testimony at issue was, in fact, filed with the Commission on January 20, 2004, the first available filing date after the due date.

No other party to this Cause has responded to the Motion, as allowed by Commission rule 170 IAC 1-1.1-12. Having considered the Motion, the Presiding Officers hereby grant the Motion. Sage Telecom, Inc. and Talk America Inc. are allowed to file the market definition testimony A. Daniel Kelley one day after its due date.

IT IS SO ORDERED.

Handwritten signature of Judith G. Ripley.
Judith G. Ripley, Commissioner

Handwritten signature of William G. Divine.
William G. Divine, Administrative Law Judge

Handwritten date February 2, 2004.
Date

Handwritten signature of Nancy E. Manley.
Nancy E. Manley, Secretary to the Commission